

ARTICLE 3

EXECUTIVE BRANCH

SECTION 3-3: APPOINTMENTS BY THE MAYOR

(a) The Mayor shall appoint, subject to the review of such appointments by the Town Council as provided in section 2-10, all Town officers, department heads and the members of multiple-member bodies for whom no other method of appointment or selection is provided by the Charter **or as specified under Mass General Law**, excepting only persons serving under the School Committee, and persons serving under the Town Council. Except as may otherwise be required by the civil service law, and in this Charter, appointments made by the Mayor shall be for indefinite terms. All persons categorized as department heads shall, subject to the consent of the Mayor, appoint all assistants, subordinates and other employees of the agency for which such person is responsible, **with the exception of appointments to the Health Department, which shall require consent of the Board of Health, as provided by MGL C. 111, s. 30.**

(b) All appointments and promotions made by the Mayor shall be made on the basis of merit and fitness demonstrated by examination, past performance, or by other evidence of competence and suitability. Each person appointed to fill an office or position shall be a person especially fitted by education, training and previous work experience to perform the duties of the office or position for which chosen.

(c) The Mayor shall appoint four (4) members of the Greenfield Redevelopment Authority^[1] and Housing Authority, subject to confirmation by the Town Council, consistent with General Laws (MGL c. 121B, ~ 5).

(d) The mayor shall appoint 5 members of the board of trustees for soldiers' memorials, subject to confirmation by the town council, consistent with section 105 of chapter 41 of the General Laws.

SECTION 3-4: REMOVAL OR SUSPENSION OF CERTAIN OFFICIALS

(a) *Town Officers and Department Heads* - The Mayor may, in writing, remove or suspend any Town officer, or the head of any Town department appointed by the Mayor, by filing a written statement, with the Town Clerk, setting forth in precise detail the specific reasons for such removal or suspension. A copy of the written statement shall be delivered in hand, or mailed by certified mail, postage prepaid, to the last known address of the said Town officer, or head of a department. The said Town officer, or head of a department, may make a written reply by filing such a reply statement, with the Town Clerk, within ten (10) days following the date the statement of the Mayor has been filed; but, such reply shall have no effect upon the removal or suspension unless the Mayor shall so determine. The decision of the Mayor in suspending or removing a Town officer or a department head shall be final, it being the intention of this provision to vest all authority and to fix all responsibility for such suspension or removal solely in the Mayor. The removal shall take effect on the 30th day following the date of filing by the Mayor of the notice of removal in the office of the Town Clerk.

(b) *Other Town Employees* - Unless some other procedure is specified in a collective bargaining agreement or by the provisions of the Civil Service Law, a department head may suspend or remove any assistant, subordinate or other employee of the agency for which such person is responsible in accordance with the procedures established for suspension and removal in the personnel ordinance. The decision of the department head to suspend or remove any assistant, subordinate or other employee shall be subject to review by the Mayor, **with the exception of suspension or removal from**

the Health Department, which decision shall be subject to review by the Board of Health, as provided by MGL C. 111, s. 30. A person for whom a department head has determined a suspension or removal is appropriate may seek review of such determination by the Mayor by filing a petition for review, in the office of the Mayor, in writing, within ten (10) days following receipt of notice of such determination. The review by the Mayor shall follow the procedures established for suspension and removal in the personnel ordinance. The decision of the Mayor shall be final, it being the intention of this provision to vest all authority and to fix all responsibility for such suspension or removal solely in the Mayor. Nothing in this section shall be construed to be a bar to any other review as may be provided by general law.

ARTICLE 6

ADMINISTRATIVE ORGANIZATION

SECTION 6-16: BOARD OF HEALTH^[7]

- (a) There shall be a Board of Health consisting of three (3) members appointed by the Mayor for a staggered term of three (3) years, one (1) of whom shall be a physician or a licensed qualified health care professional.
- (b) The Board of Health shall have all those powers of all other Boards of Health in this commonwealth and all powers provided by the General Laws and whatever powers are granted to it by the Town Council.
- (c) There shall be a Department of Public Health which shall be under the general direction and supervision of the Board of Health. The Health Department shall be under the direct supervision and control of the Health Director who shall be appointed by the Board of Health in accordance with MGL C. 111, s. 30. The Health Director shall be a person especially qualified by education, experience, and training to perform the duties of the office and shall at a minimum hold the qualification of either a Registered Sanitarian, Certified Health Officer, or have attained a Masters Degree in Public Health. All staff of the Health Department shall report to the Health Director and all employees of the Department shall be subject to the general requirements of the Department of Human Resources.